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15 Attorneys for Defendants  
16 DIEBOLD INC. and PREMIER ELECTION  
17 SOLUTIONS, INC.

18  
19  
20 UNITED STATES DISTRICT COURT  
21  
22 NORTHERN DISTRICT OF CALIFORNIA  
23  
24

25 ARTIFEX SOFTWARE INC.,

26 Case No. C 08-04837 EMC SC

27 Plaintiff,

28 **SECOND STIPULATION  
EXTENDING TIME TO RESPOND  
TO COMPLAINT**

11 v.  
12  
13 DIEBOLD INC., an Ohio corporation,  
14 PREMIER ELECTION SOLUTIONS, INC.,  
15 a Delaware corporation,

16 Defendants.

17  
18 IT IS HEREBY STIPULATED AND AGREED between Plaintiff Artifex Software Inc.  
19 ("Plaintiff") and Defendants Diebold, Inc. and Premier Election Solutions, Inc. (together  
20 "Defendants"), by and through their undersigned counsel, that pursuant to Northern District Civil  
21 Local Rule 6-1(a), Defendants shall have until January 9, 2009 to file their answer or otherwise  
22 respond to Plaintiff's Complaint in this matter.  
23  
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25  
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28

1 **IT IS SO AGREED AND STIPULATED.**

2 Dated: December 11, 2008

JONES DAY

4 By: /s/ Gregory L. Lippetz  
5 Gregory L. Lippetz

6 Attorneys for Defendant  
7 DIEBOLD INC. and PREMIER ELECTION  
8 SOLUTIONS, INC.

9 In accordance with General Order No. 45, Rule X, the above signatory attests that  
10 concurrence in the filing of this document has been obtained from the signatory below.

11 Dated: December 11, 2008

O'MELVENY & MYERS LLP

12 By: /s/ Darin W. Snyder  
13 Darin W. Snyder

14 Attorneys for Plaintiff  
15 ARTIFEX SOFTWARE INC.

